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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) CASE NO. MJ 17-197
10 v.)
11 CLEMENT TUI TELE ATOUFAU,) DETENTION ORDER
12 Defendant.)
13 _____)

14 Offense charged: Felon in Possession of a Firearm; Possession of Cocaine and Heroin with
15 Intent to Distribute

16 Date of Detention Hearing: June 6, 2017.

17 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
18 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
19 that no condition or combination of conditions which defendant can meet will reasonably assure
20 the appearance of defendant as required and the safety of other persons and the community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e). Defendant is also charged with
03 the possession of two firearms, having been previously convicted of nine felonies, including
04 two counts of unlawful possession of a firearm, attempt to elude, assault, robbery, and drug
05 trafficking offenses.

06 2. At the time of the instant alleged offense conduct, defendant was on supervision
07 with the Washington State Department of Corrections, following a conviction in 2014 for two
08 drug offenses. It is reported that defendant was using controlled substances, including
09 marijuana, cocaine and heroin, until shortly before the arrest which led to the filing of the instant
10 charges.

11 3. Taken as a whole, the record does not effectively rebut the presumption that no
12 condition or combination of conditions will reasonably assure the appearance of the defendant
13 as required and the safety of the community.

14 It is therefore ORDERED:

- 15 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
16 General for confinement in a correction facility separate, to the extent practicable, from
17 persons awaiting or serving sentences or being held in custody pending appeal;
- 18 2. Defendant shall be afforded reasonable opportunity for private consultation with
19 counsel;
- 20 3. On order of the United States or on request of an attorney for the Government, the person
21 in charge of the corrections facility in which defendant is confined shall deliver the
22 defendant to a United States Marshal for the purpose of an appearance in connection

01 with a court proceeding; and

- 02 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
03 for the defendant, to the United States Marshal, and to the United State Pretrial Services
04 Officer.

05 DATED this 6th day of June, 2017.

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08 Mary Alice Theiler
09 United States Magistrate Judge
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